



Rep. LaToya Greenwood

Filed: 4/4/2022

10200HB1103ham001

LRB102 03117 HEP 38613 a

1 AMENDMENT TO HOUSE BILL 1103

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 1103 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Freedom of Information Act is amended by  
5 changing Section 7.5 as follows:

6 (5 ILCS 140/7.5)

7 Sec. 7.5. Statutory exemptions. To the extent provided for  
8 by the statutes referenced below, the following shall be  
9 exempt from inspection and copying:

10 (a) All information determined to be confidential  
11 under Section 4002 of the Technology Advancement and  
12 Development Act.

13 (b) Library circulation and order records identifying  
14 library users with specific materials under the Library  
15 Records Confidentiality Act.

16 (c) Applications, related documents, and medical

1 records received by the Experimental Organ Transplantation  
2 Procedures Board and any and all documents or other  
3 records prepared by the Experimental Organ Transplantation  
4 Procedures Board or its staff relating to applications it  
5 has received.

6 (d) Information and records held by the Department of  
7 Public Health and its authorized representatives relating  
8 to known or suspected cases of sexually transmissible  
9 disease or any information the disclosure of which is  
10 restricted under the Illinois Sexually Transmissible  
11 Disease Control Act.

12 (e) Information the disclosure of which is exempted  
13 under Section 30 of the Radon Industry Licensing Act.

14 (f) Firm performance evaluations under Section 55 of  
15 the Architectural, Engineering, and Land Surveying  
16 Qualifications Based Selection Act.

17 (g) Information the disclosure of which is restricted  
18 and exempted under Section 50 of the Illinois Prepaid  
19 Tuition Act.

20 (h) Information the disclosure of which is exempted  
21 under the State Officials and Employees Ethics Act, and  
22 records of any lawfully created State or local inspector  
23 general's office that would be exempt if created or  
24 obtained by an Executive Inspector General's office under  
25 that Act.

26 (i) Information contained in a local emergency energy

1 plan submitted to a municipality in accordance with a  
2 local emergency energy plan ordinance that is adopted  
3 under Section 11-21.5-5 of the Illinois Municipal Code.

4 (j) Information and data concerning the distribution  
5 of surcharge moneys collected and remitted by carriers  
6 under the Emergency Telephone System Act.

7 (k) Law enforcement officer identification information  
8 or driver identification information compiled by a law  
9 enforcement agency or the Department of Transportation  
10 under Section 11-212 of the Illinois Vehicle Code.

11 (l) Records and information provided to a residential  
12 health care facility resident sexual assault and death  
13 review team or the Executive Council under the Abuse  
14 Prevention Review Team Act.

15 (m) Information provided to the predatory lending  
16 database created pursuant to Article 3 of the Residential  
17 Real Property Disclosure Act, except to the extent  
18 authorized under that Article.

19 (n) Defense budgets and petitions for certification of  
20 compensation and expenses for court appointed trial  
21 counsel as provided under Sections 10 and 15 of the  
22 Capital Crimes Litigation Act. This subsection (n) shall  
23 apply until the conclusion of the trial of the case, even  
24 if the prosecution chooses not to pursue the death penalty  
25 prior to trial or sentencing.

26 (o) Information that is prohibited from being

1 disclosed under Section 4 of the Illinois Health and  
2 Hazardous Substances Registry Act.

3 (p) Security portions of system safety program plans,  
4 investigation reports, surveys, schedules, lists, data, or  
5 information compiled, collected, or prepared by or for the  
6 Department of Transportation under Sections 2705-300 and  
7 2705-616 of the Department of Transportation Law of the  
8 Civil Administrative Code of Illinois, the Regional  
9 Transportation Authority under Section 2.11 of the  
10 Regional Transportation Authority Act, or the St. Clair  
11 County Transit District under the Bi-State Transit Safety  
12 Act.

13 (q) Information prohibited from being disclosed by the  
14 Personnel Record Review Act.

15 (r) Information prohibited from being disclosed by the  
16 Illinois School Student Records Act.

17 (s) Information the disclosure of which is restricted  
18 under Section 5-108 of the Public Utilities Act.

19 (t) All identified or deidentified health information  
20 in the form of health data or medical records contained  
21 in, stored in, submitted to, transferred by, or released  
22 from the Illinois Health Information Exchange, and  
23 identified or deidentified health information in the form  
24 of health data and medical records of the Illinois Health  
25 Information Exchange in the possession of the Illinois  
26 Health Information Exchange Office due to its

1 administration of the Illinois Health Information  
2 Exchange. The terms "identified" and "deidentified" shall  
3 be given the same meaning as in the Health Insurance  
4 Portability and Accountability Act of 1996, Public Law  
5 104-191, or any subsequent amendments thereto, and any  
6 regulations promulgated thereunder.

7 (u) Records and information provided to an independent  
8 team of experts under the Developmental Disability and  
9 Mental Health Safety Act (also known as Brian's Law).

10 (v) Names and information of people who have applied  
11 for or received Firearm Owner's Identification Cards under  
12 the Firearm Owners Identification Card Act or applied for  
13 or received a concealed carry license under the Firearm  
14 Concealed Carry Act, unless otherwise authorized by the  
15 Firearm Concealed Carry Act; and databases under the  
16 Firearm Concealed Carry Act, records of the Concealed  
17 Carry Licensing Review Board under the Firearm Concealed  
18 Carry Act, and law enforcement agency objections under the  
19 Firearm Concealed Carry Act.

20 (v-5) Records of the Firearm Owner's Identification  
21 Card Review Board that are exempted from disclosure under  
22 Section 10 of the Firearm Owners Identification Card Act.

23 (w) Personally identifiable information which is  
24 exempted from disclosure under subsection (g) of Section  
25 19.1 of the Toll Highway Act.

26 (x) Information which is exempted from disclosure

1 under Section 5-1014.3 of the Counties Code or Section  
2 8-11-21 of the Illinois Municipal Code.

3 (y) Confidential information under the Adult  
4 Protective Services Act and its predecessor enabling  
5 statute, the Elder Abuse and Neglect Act, including  
6 information about the identity and administrative finding  
7 against any caregiver of a verified and substantiated  
8 decision of abuse, neglect, or financial exploitation of  
9 an eligible adult maintained in the Registry established  
10 under Section 7.5 of the Adult Protective Services Act.

11 (z) Records and information provided to a fatality  
12 review team or the Illinois Fatality Review Team Advisory  
13 Council under Section 15 of the Adult Protective Services  
14 Act.

15 (aa) Information which is exempted from disclosure  
16 under Section 2.37 of the Wildlife Code.

17 (bb) Information which is or was prohibited from  
18 disclosure by the Juvenile Court Act of 1987.

19 (cc) Recordings made under the Law Enforcement  
20 Officer-Worn Body Camera Act, except to the extent  
21 authorized under that Act.

22 (dd) Information that is prohibited from being  
23 disclosed under Section 45 of the Condominium and Common  
24 Interest Community Ombudsperson Act.

25 (ee) Information that is exempted from disclosure  
26 under Section 30.1 of the Pharmacy Practice Act.

1           (ff) Information that is exempted from disclosure  
2 under the Revised Uniform Unclaimed Property Act.

3           (gg) Information that is prohibited from being  
4 disclosed under Section 7-603.5 of the Illinois Vehicle  
5 Code.

6           (hh) Records that are exempt from disclosure under  
7 Section 1A-16.7 of the Election Code.

8           (ii) Information which is exempted from disclosure  
9 under Section 2505-800 of the Department of Revenue Law of  
10 the Civil Administrative Code of Illinois.

11           (jj) Information and reports that are required to be  
12 submitted to the Department of Labor by registering day  
13 and temporary labor service agencies but are exempt from  
14 disclosure under subsection (a-1) of Section 45 of the Day  
15 and Temporary Labor Services Act.

16           (kk) Information prohibited from disclosure under the  
17 Seizure and Forfeiture Reporting Act.

18           (ll) Information the disclosure of which is restricted  
19 and exempted under Section 5-30.8 of the Illinois Public  
20 Aid Code.

21           (mm) Records that are exempt from disclosure under  
22 Section 4.2 of the Crime Victims Compensation Act.

23           (nn) Information that is exempt from disclosure under  
24 Section 70 of the Higher Education Student Assistance Act.

25           (oo) Communications, notes, records, and reports  
26 arising out of a peer support counseling session

1 prohibited from disclosure under the First Responders  
2 Suicide Prevention Act.

3 (pp) Names and all identifying information relating to  
4 an employee of an emergency services provider or law  
5 enforcement agency under the First Responders Suicide  
6 Prevention Act.

7 (qq) Information and records held by the Department of  
8 Public Health and its authorized representatives collected  
9 under the Reproductive Health Act.

10 (rr) Information that is exempt from disclosure under  
11 the Cannabis Regulation and Tax Act.

12 (ss) Data reported by an employer to the Department of  
13 Human Rights pursuant to Section 2-108 of the Illinois  
14 Human Rights Act.

15 (tt) Recordings made under the Children's Advocacy  
16 Center Act, except to the extent authorized under that  
17 Act.

18 (uu) Information that is exempt from disclosure under  
19 Section 50 of the Sexual Assault Evidence Submission Act.

20 (vv) Information that is exempt from disclosure under  
21 subsections (f) and (j) of Section 5-36 of the Illinois  
22 Public Aid Code.

23 (ww) Information that is exempt from disclosure under  
24 Section 16.8 of the State Treasurer Act.

25 (xx) Information that is exempt from disclosure or  
26 information that shall not be made public under the

1 Illinois Insurance Code.

2 (yy) Information prohibited from being disclosed under  
3 the Illinois Educational Labor Relations Act.

4 (zz) Information prohibited from being disclosed under  
5 the Illinois Public Labor Relations Act.

6 (aaa) Information prohibited from being disclosed  
7 under Section 1-167 of the Illinois Pension Code.

8 (bbb) ~~(ccc)~~ Information that is prohibited from  
9 disclosure by the Illinois Police Training Act and the  
10 Illinois State Police Act.

11 (ccc) ~~(ddd)~~ Records exempt from disclosure under  
12 Section 2605-304 of the Illinois Department of State  
13 Police Law of the Civil Administrative Code of Illinois.

14 (ddd) ~~(bbb)~~ Information prohibited from being  
15 disclosed under Section 35 of the Address Confidentiality  
16 for Victims of Domestic Violence, Sexual Assault, Human  
17 Trafficking, or Stalking Act.

18 (eee) ~~(ddd)~~ Information prohibited from being  
19 disclosed under subsection (b) of Section 75 of the  
20 Domestic Violence Fatality Review Act.

21 (fff) Information that is exempt from disclosure under  
22 the Expressway Camera Act.

23 (Source: P.A. 101-13, eff. 6-12-19; 101-27, eff. 6-25-19;  
24 101-81, eff. 7-12-19; 101-221, eff. 1-1-20; 101-236, eff.  
25 1-1-20; 101-375, eff. 8-16-19; 101-377, eff. 8-16-19; 101-452,  
26 eff. 1-1-20; 101-466, eff. 1-1-20; 101-600, eff. 12-6-19;

1 101-620, eff 12-20-19; 101-649, eff. 7-7-20; 101-652, eff.  
2 1-1-22; 101-656, eff. 3-23-21; 102-36, eff. 6-25-21; 102-237,  
3 eff. 1-1-22; 102-292, eff. 1-1-22; 102-520, eff. 8-20-21;  
4 102-559, eff. 8-20-21; revised 10-5-21.)

5 Section 7. The Attorney General Act is amended by adding  
6 Section 6.7 as follows:

7 (15 ILCS 205/6.7 new)

8 Sec. 6.7. Pilot program; residential security camera  
9 footage incentive. Subject to appropriation, the Office of the  
10 Attorney General shall establish a pilot program to award \$100  
11 to any individual who supplies video or audio footage from the  
12 individual's residential security camera that contributes to a  
13 criminal conviction. To be eligible for an award under the  
14 pilot program, the State's Attorney that prosecuted the  
15 offender must certify to the Office of the Attorney General  
16 that (i) the individual supplied video or audio footage from  
17 the individual's residential security camera and (ii) the  
18 video or audio footage supplied by the individual contributed  
19 to the criminal conviction of an offender. The pilot program  
20 shall terminate after a total of \$1,000,000 has been awarded  
21 under the pilot program. The Office of the Attorney General  
22 may adopt rules to implement and administer the pilot program.

23 Section 10. The Expressway Camera Act is amended by

1 changing Sections 5 and 90 as follows:

2 (605 ILCS 140/5)

3 (Section scheduled to be repealed on July 1, 2023)

4 Sec. 5. Camera program.

5 (a) The Illinois State Police, the Illinois Department of  
6 Transportation, and the Illinois State Toll Highway Authority  
7 shall work together to conduct a program to increase the  
8 amount of cameras along expressways and the State highway  
9 system in the counties of Boone, Bureau, Champaign, Cook,  
10 DeKalb, DuPage, Grundy, Henry, Kane, Kendall, Lake, LaSalle,  
11 Macon, Madison, McHenry, Morgan, Peoria, Rock Island,  
12 Sangamon, St. Clair, Will, and Winnebago ~~Cook County~~.

13 (b) Images from the cameras may be used by any municipal  
14 police department, county sheriff's office, State Police  
15 officer, or other law enforcement agency with jurisdiction  
16 ~~over the expressway in Cook County~~ in the investigation of any  
17 forcible felony, including, but not limited to, offenses  
18 ~~involving the use of a firearm; and~~ to detect  
19 expressway hazards and highway conditions; and to facilitate  
20 highway safety and incident management. Images from the  
21 cameras shall not be used to enforce petty offenses. Images  
22 from the cameras may be used by any law enforcement agency  
23 conducting an active law enforcement investigation. Images  
24 from the cameras are exempt from disclosure under the Freedom  
25 of Information Act. All images from the cameras must be

1 deleted within 30 days, unless the images are relevant to an  
2 ongoing investigation or pending criminal trial. Cameras shall  
3 not be used to monitor individuals or groups in a  
4 discriminatory manner contrary to applicable State or federal  
5 law.

6 (b-5) Each law enforcement agency shall report statistics  
7 to the Illinois Criminal Justice Information Authority. No  
8 later than June 30, 2023, the Illinois Criminal Justice  
9 Information Authority shall issue a report concerning the  
10 instances in which camera-captured information lead to a  
11 successful conviction.

12 (c) Subject to appropriation, any funds needed to conduct  
13 the program for use on expressways under the jurisdiction of  
14 the Department of Transportation shall be taken from the Road  
15 Fund and shall be included in requests for qualification  
16 processes. Any funds needed to conduct the program for use on  
17 expressways under the jurisdiction of the Illinois State Toll  
18 Highway Authority shall be paid for by funds from the Illinois  
19 State Tollway Highway Authority and shall be included in  
20 requests for qualification processes.

21 (c-5) Any forcible felony, gunrunning, or firearms  
22 trafficking offense, as defined in Section 2-8, 24-3a, or  
23 24-3b of the Criminal Code of 2012, respectively, committed on  
24 an expressway monitored by a camera system funded by money  
25 from the Road Fund and investigated by officers of the  
26 Illinois State Police may be prosecuted by the Attorney

1 General.

2 (d) As used in this Section, "expressway" has the meaning  
3 provided in Section 1-119.3 of the Illinois Vehicle Code.

4 (Source: P.A. 101-42, eff. 1-1-20.)

5 Section 99. Effective date. This Act takes effect upon  
6 becoming law."